



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor's Application of: **KITAMURA, et al.**

Group Art Unit: 2872

Serial No.: 09/582,094

Examiner: NGUYEN, Thong Q.

Filed: **June 22, 2000**

FOR: **MICROSCOPE**

RESPONSE TO THE RESTRICTION/ELECTION OF SPECIES REQUIREMENT
DATED JULY 10, 2002

Commissioner for Patents
Washington, D.C. 20231

Date: August 7, 2002

Sir:

This paper is submitted in response to the Official Action dated **July 10, 2002**.

In the Action, restriction is required between Group (I), Claims 1-18 and 20, drawn to a microscope having a thin sheet-like mirror; and Group (II), Claim 19, drawn to a microscope having a charge-coupled mirror; and species (A) or (B).

Applicants hereby provisionally elect the subject matter of Species (B) of Group (I), covered by Claims 11-18 and 20, for prosecution in this application. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

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In the event any additional fees are required in connection with this response, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, WESTERMAN & HATTORI, LLP



William L. Brooks
Attorney for Applicant
Reg. No. 34,129

WLB/nrp

Atty. Docket No. **000725**
Suite 1000, 1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



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PATENT TRADEMARK OFFICE